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DATE: August 14, 2006
TO: EXAMINER: Lee Nguyen FAX NO.: 571-273-8300
GAU: 2618
FROM: Russell W. White
Reg. No. 45,691

U.S. APP NO.: 10/652,580
FILING DATE: August 29, 2003
APPLICANT(S): Harlie D. Frost et al.
ATTY DKT NO.: 1030-0002
TITLE: A RADIO CONTROLLER SYSTEM AND METHOD FOR REMOTE
DEVICES
NO. OF PAGES (INCL. COVER SHEET): 4

Attached please find:

- ☒ Transmittal Form (1 pg(s))
☒ Response to Restriction Requirement (2 pg(s))

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PAGE 1/4 * RCVD AT 8/14/2006 4:54:55 PM [Eastern Daylight Time] * SVR:USPTO-EFAXF-2/7 * DNIS:2738300 * CSID:512 327 5452 * DURATION (mm-ss):01-24

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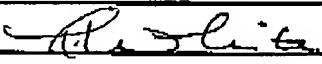
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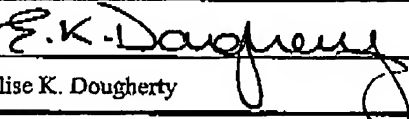
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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/652,580
	Filing Date	August 29, 2003
	First Named Inventor	Harlie D. Frost
	Art Unit	2618
	Examiner Name	Lee Nguyen
	Attorney Docket Number	1030-0002
Total Number of Pages in This Submission	3	

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/ Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	LARSON NEWMAN ABEL POLANSKY & WHITE, LLP		
Signature			
Printed name	Russell W. White		
Date	8/14/2006	Reg. No.	45,691

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AUG 14 2006

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Harlie D. Frost, et al.

Title: A RADIO CONTROLLER SYSTEM AND METHOD FOR REMOTE
DEVICES

App. No.: 10/652,580

Filed: August 29, 2003

Examiner: Lee Nguyen

Group Art Unit: 2618

Atty. Dkt. No.: 1030-0002

MS AMENDMENT

Commissioner for Patents

PO Box 1450

Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

Dear Sir:

The USPTO has restricted claims 1-42 of this application into Group I (claims 1-26), Group II (claims 27-34) and Group III (claims 35-42).

Applicants elect the claims of Group III (claims 35-42) and provisionally withdraw the non-elected claims of Groups I and II. The restriction is respectfully traversed in order to preserve the issue for subsequent petition since the examination of all of the claims is not believed to create an undue burden on the USPTO and that the subject matter among the groups is not independent and distinct as required by statute. Furthermore, different classifications as recited by the USPTO are not independent adequate grounds for restriction since the USPTO has historically examined applications containing multiple sets of claims.

In summary, Applicants elect the claims of Group III for further prosecution and provisionally withdraw the non-elected claims from consideration. Reconsideration and further prosecution on the merits of at least the claims of Group III are respectfully requested.

Aug 14, 2006
Date

Respectfully submitted,

Russell W. White
Russell W. White, Reg. No. 45,691
Attorney for Applicant(s)
LARSON NEWMAN ABEL POLANSKY &
WHITE, LLP
5914 West Courtyard Drive, Suite 200
Austin, Texas 78730
(512) 439-7100 (phone)
(512) 439-7199 (fax)